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March 16, 2007

**Via Hand Delivery and E-Filing**

Honorable U.S. Magistrate Judge Mary Pat Thyng  
United States District Court  
844 N. King Street  
Wilmington, DE 19801

Re: **L.J. ZUCCA, INC. v. ALLEN BROS. WHOLESALE DISTRIB., et al.**  
Civil Action No. 1:07-CV-2-\*\*\*

Dear Magistrate Judge Thyng:

This firm represents Plaintiff L.J. Zucca, Inc. At the March 14, 2007 teleconference, the parties were instructed to confer and report on whether a stipulation would be forthcoming submitting the matter, including the pending Motion for Partial Judgment on the Pleadings (the "Motion"), to Your Honor as trial judge. The parties cannot so stipulate. Since the Motion will not be heard until a judge is assigned, counsel will confer regarding scheduling prior to the March 26, 2007 scheduling conference.

Should Your Honor have any questions, counsel is available at the call of the Court.

Respectfully submitted,

Kimberly Large (No. 4422)

Enclosures

cc: Clerk, United States District Court  
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